

## **ORDINANCE NO. 1343**

### **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FOLSOM REPEALING CHAPTER 9.64 OF THE FOLSOM MUNICIPAL CODE PERTAINING TO TRESPASS**

The City Council of the City of Folsom does hereby ordain as follows:

#### **SECTION 1 PURPOSE**

The purpose of this Ordinance is to repeal Chapter 9.64, “Trespass” in the Folsom Municipal Code to conform with the California Penal Code enforcement provisions regarding misdemeanor citation and prosecution for trespass.

#### **SECTION 2 REPEAL TO CODE**

Chapter 9.64, “Trespass” of the Folsom Municipal Code is hereby repealed in its entirety. All proceedings with respect to issuing misdemeanor citations and prosecution relating to trespass shall be consistent with the requirements in the California Penal Code.

#### **SECTION 3 SCOPE**

Except as set forth in this Ordinance, all other provisions of the Folsom Municipal Code shall remain in full force and effect.

#### **SECTION 4 SEVERABILITY**

If any section, subsection, sentence, clause, or phrase in this Ordinance or any part thereof is for any reason held to be unconstitutional, invalid, or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The City Council declares that it would have passed each section irrespective of the fact that any one or more section, subsection, sentence, clause, or phrase be declared unconstitutional, invalid, or ineffective.

#### **SECTION 5 EFFECTIVE DATE**

This Ordinance shall become effective thirty (30) days from and after its passage and adoption, provided it is published in full or in summary within twenty (20) days after its adoption in a newspaper of general circulation in the City.

This Ordinance was introduced and the title thereof read at the regular meeting of the City Council on April 9, 2024, and the second reading occurred at the regular meeting of the City Council on April 23, 2024.

On a motion by Council Member Rodriguez seconded by Council Member Chalamcherla, the foregoing ordinance was passed and adopted by the City Council of the City of Folsom, State of California, this 23<sup>rd</sup> day of April, 2024 by the following roll-call vote:

AYES: Councilmember(s): Chalamcherla, Rodriguez, Rohrbough, Aquino, Kozlowski

NOES: Councilmember(s): None

ABSENT: Councilmember(s): None

ABSTAIN: Councilmember(s): None



---

Michael D. Kozlowski, MAYOR

ATTEST:



---

Jennifer Jimenez, DEPUTY CITY CLERK